

19870. Misbranding of canned sardines. U. S. v. 150 Cases * * *. (F. D. C. No. 33625. Sample No. 41930-L.)

LIBEL FILED: August 7, 1952, District of Hawaii.

ALLEGED SHIPMENT: On or about July 30, 1952, by the Funsten Co., from San Francisco, Calif.

PRODUCT: 150 cases, each containing 48 tins, of sardines at Honolulu, T. H.

LABEL, IN PART: "AAA Triple A Brand Net Weight 15 Oz. Monterey Bay California Sardines * * * San Xavier Fish Packing Company San Francisco California."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. (The cans contained less than the labeled 15 ounces net weight.)

DISPOSITION: August 28, 1952. Theo. H. Davies & Co., Ltd., Honolulu, T. H., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency.

19871. Adulteration of crabmeat. U. S. v. 46 Cans * * * (and 2 other seizure actions). (F. D. C. Nos. 33967 to 33969, incl. Sample Nos. 21386-L to 21388-L, incl.)

LIBELS FILED: On or about August 15, 1952, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about August 12, 1952, by the Pascagoula Crab Co., from Pascagoula, Miss.

PRODUCT: 202 1-pound cans of crabmeat at New Orleans, La. Examination showed that the product was contaminated with *E. coli* of fecal origin.

NATURE OF CHARGE: Adulteration, Sections 402 (a) (3) and (4), the article consisted in whole or in part of a filthy animal substance and was packed in an insanitary factory.

DISPOSITION: September 15 and 16, 1952. Default decrees of condemnation and destruction.

19872. Adulteration and misbranding of oysters. U. S. v. 144 Cans * * *. (F. D. C. No. 33946. Sample No. 39250-L.)

LIBEL FILED: October 21, 1952, District of Maine.

ALLEGED SHIPMENT: On or about October 15, 1952, by George O. Powley & Co., from Wingate, Md.

PRODUCT: 144 1-pint cans of oysters at Portland, Maine.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), water had been substituted in part for oysters; and Section 402 (b) (4), water had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

Misbranding, Section 403 (e) (1), the product failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor.